

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA, :  
: Plaintiff, :  
: v. : Criminal Action No. 99-033-4-JJF  
: : Civil Action No. 03-148-JJF  
PARRIS L. WALL, JR., :  
: Defendant. :  
:

O R D E R

At Wilmington, this 27 day of April 2005, for the reasons set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. The Rule 60(b) motion (D.I. 276), recharacterized as a motion to vacate, modify or correct sentence under 28 U.S.C. § 2255, filed by Defendant, Parris L. Wall, Jr., is DISMISSED and the relief requested is DENIED.

2. Defendant has failed to make a "substantial showing of the denial of a constitutional right," 28 U.S.C. § 2253(c)(2), and therefore, a certificate of appealability is DENIED. See United States v. Eyer, 113 F.3d 470 (3d Cir. 1997); Third Cir. Local Appellate Rule 22.2 (2000).

  
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UNITED STATES DISTRICT JUDGE